IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

THURSDAY, THE 11TH JANUARY 2007 / 21ST PAUSHA 1928

WP(C).No. 998 of 2007(R)

PETITIONER:

ASSAIN C.V.,S/O.MAMMUKUTTY HAJI,
CHERUKATTUVALAPPIL HOUSE, ANANTHAVOOR, TIRUR,
MALAPPURAM DISTRICT.

BY ADV. SRI.BABU S. NAIR

RESPONDENTS:
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1. THE SUPERINTENDENT OF POLICE,
MALAPPURAM.

2. THE REVENUE DIVISIONAL OFFICER,
TIRUR, MALAPPURAM DISTRICT.

3. THE SUB INSPECTOR OF POLICE,
KALPAKANCHERY POLICE STATION,
MALAPPURAM DISTRICT.

4. SAIDALAVI,
S/O.KOYAKUTTY, THEVARAPARAMBIL HOUSE,
KALPAKANCHERY, MALAPPURAM DISTRICT.

R1 TO R3 BY G.P.SRI.P.A.SALIM

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B.KOSHY & K.P.BALACHANDRAN,JJ.

W.P.(C)No.998 OF 2007

Dated 11th January, 2007

JUDGMENT

Koshy,J.

This is a petition for police protection. The main prayer in the writ petition is as follows:

> "Issue a writ of mandamus or any other appropriate writs, orders of directions commanding the respondents 1 and 3 to afford adequate, effective and meaningful protection to the petitioner to carryout the construction works in his properties without any threat from the 4th respondent or any persons acting under him, forthwith;"

If petitioner is obstructing from the enjoyment of his properties, it is for him to get injunction from civil court against the fourth respondent. It is submitted that the matter was taken up before the Revenue Divisional Officer and issued Ext.P1 notice. The Revenue Divisional Officer shall dispose of the matter as early as possible. In a petition under Article 226 of the Constitution of

India we are not expressing any opinion regarding the merits of the disputes between the parties.

The writ petition is disposed of accordingly.

J.B.KOSHY
JUDGE

K.P.BALACHANDRAN
JUDGE

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